

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MIDFIRST BANK,

Plaintiff,

Case No. 1:13-cv-278

v.

HON. JANET T. NEFF

WILLIE C. MCGHEE, et al.,

Defendants.

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**ORDER APPROVING REPORT AND RECOMMENDATION**

This is a civil action. Plaintiff filed a Motion to Dismiss Purported Counter-Complaint and Remand Balance of Action to State Court (Dkt 8). The matter was referred to the Magistrate Judge, who issued a Report and Recommendation on July 12, 2013, recommending that Plaintiff's motion be granted and this matter be remanded to the Kalamazoo County 8<sup>th</sup> District Court. The Report and Recommendation was duly served on the parties. No objections have been filed. *See* 28 U.S.C. § 636(b)(1). Therefore,

**IT IS HEREBY ORDERED** that the Report and Recommendation of the Magistrate Judge (Dkt 9) is APPROVED and ADOPTED as the opinion of the Court.

**IT IS FURTHER ORDERED** that Plaintiff's Motion to Dismiss Purported Counter-Complaint and Remand Balance of Action to State Court (Dkt 8) is GRANTED and this matter is REMANDED to the Kalamazoo County 8<sup>th</sup> District Court for the reasons stated in the Report and Recommendation.

Dated: August 5, 2013

/s/Janet T. Neff  
JANET T. NEFF  
United States District Judge